

Division of Licensing and Protection

HC 2 South, 280 State Drive

Waterbury, VT 05671-2060

<http://www.dail.vermont.gov>

Survey and Certification Voice/TTY (802) 241-0480

Survey and Certification Fax (802) 241-0343

Survey and Certification Reporting Line: (888) 700-5330

To Report Adult Abuse: (800) 564-1612

May 5, 2016

Ms. Melissa Jackson, Manager
Vermont Veterans' Home Domiciliary
325 North Street
Bennington, VT 05201

Dear Ms. Jackson:

Enclosed is a copy of your acceptable plans of correction for the survey conducted on **April 12, 2016**. Please post this document in a prominent place in your facility.

We may follow-up to verify that substantial compliance has been achieved and maintained. If we find that your facility has failed to achieve or maintain substantial compliance, remedies may be imposed.

Sincerely,

A handwritten signature in black ink, appearing to read "Pamela M. Cota, RN".

Pamela M. Cota, RN
Licensing Chief

Division of Licensing and Protection

STATEMENT OF DEFICIENCIES AND PLAN OF CORRECTION		(X1) PROVIDER/SUPPLIER/CLIA IDENTIFICATION NUMBER: 0157	(X2) MULTIPLE CONSTRUCTION A. BUILDING: _____ B. WING _____	(X3) DATE SURVEY COMPLETED C 04/12/2016
NAME OF PROVIDER OR SUPPLIER VERMONT VETERANS' HOME DOMICILIARY		STREET ADDRESS, CITY, STATE, ZIP CODE 325 NORTH STREET BENNINGTON, VT 05201		
(X4) ID PREFIX TAG	SUMMARY STATEMENT OF DEFICIENCIES (EACH DEFICIENCY MUST BE PRECEDED BY FULL REGULATORY OR LSC IDENTIFYING INFORMATION)	ID PREFIX TAG	PROVIDER'S PLAN OF CORRECTION (EACH CORRECTIVE ACTION SHOULD BE CROSS-REFERENCED TO THE APPROPRIATE DEFICIENCY)	(X5) COMPLETE DATE
R100	Initial Comments: An unannounced on-site re-licensure survey was conducted by the Division of Licensing and Protection on 4/11 and 4/12/16, in conjunction with three entity reported complaints. There was a regulatory finding for the re-licensure survey.	R100	The filing of this plan of correction does not constitute an admission of guilt. Vermont Veterans Home ("the Provider") submits this Plan of Correction ("POC") in accordance with specific regulatory requirements.	
R181 SS=D	V. RESIDENT CARE AND HOME SERVICES 5.11 Staff Services 5.11.d The licensee shall not have on staff a person who has had a charge of abuse, neglect or exploitation substantiated against him or her, as defined in 33 V.S.A. Chapters 49 and 69, or one who has been convicted of an offense for actions related to bodily injury, theft or misuse of funds or property, or other crimes inimical to the public welfare, in any jurisdiction whether within or outside of the State of Vermont. This provision shall apply to the manager of the home as well, regardless of whether the manager is the licensee or not. The licensee shall take all reasonable steps to comply with this requirement, including, but not limited to, obtaining and checking personal and work references and contacting the Division of Licensing and Protection in accordance with 33 V.S.A. §6911 to see if prospective employees are on the abuse registry or have a record of convictions. This REQUIREMENT is not met as evidenced by: Based on staff interview and record review, the facility failed to insure that they do not have on staff any person who has had a charge of abuse, neglect or exploitation substantiated as defined in 33 V.S.A. Chapters 49 and 69 for 2 of 5	R181	R181 Resident Care and Home Services 5.11 Staff Services All employees hired after October 3, 2000 have had the child and adult abuse registry checks completed. The facility has completed an audit to identify all employees hired prior to October 3, 2000 to identify which individuals require the adult and child abuse registry checks. These checks will be completed once the Department of Human Resources and the Vermont State Employees Association have entered into the appropriate agreement. This facility is a union facility and the completion of the child and adult abuse registry must be addressed through collective bargaining. Compliance Date: May 1, 2016.	

Division of Licensing and Protection

LABORATORY DIRECTOR'S OR PROVIDER/SUPPLIER REPRESENTATIVE'S SIGNATURE

Melissa A Jackson

STATE FORM

TITLE

(X6) DATE

*CEO**4/27/16*

If continuation sheet 1 of 3

6899

LUVI11

R181 + R190 POCs accepted 5/5/16 BBortellRN|PME

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R181	<p>Continued From page 1</p> <p>employees in the sample. Findings include:</p> <p>On 4/11/16 at 3:00 PM, during review of the criminal records and adult abuse registry checks for current staff that give direct care to the residents, two of the five employees in the sample did not have either the adult or child abuse registry checks in their employee files. Both of the caregivers are Licensed Nursing Assistants, one has been employed at the facility since 2002 and the other since 1997. The administrator confirmed at 5:30 PM that there was no evidence of the checks being completed.</p> <p>See also R190.</p>	R181	<p>R190 Resident Care and Home Services S.12.b</p> <p>All employees hired after October 3, 2000 have had the child and adult abuse registry checks completed.</p> <p>The facility has completed an audit to identify all employees hired prior to October 3, 2000 to identify which individuals require the adult and child abuse registry checks.</p> <p>These checks will be completed once the Department of Human Resources and the Vermont State Employees Association have entered into the appropriate agreement. This facility is a union facility and the completion of the child and adult abuse registry must be addressed through collective bargaining.</p> <p>Compliance Date: May 1, 2016.</p>	
R190 SS=D	<p>V. RESIDENT CARE AND HOME SERVICES</p> <p>5.12.b.(4)</p> <p>The results of the criminal record and adult abuse registry checks for all staff.</p> <p>This REQUIREMENT is not met as evidenced by:</p> <p>Based on staff interview and record review, the facility failed to insure that abuse registry checks were obtained for 2 of 5 direct caregivers in the sample. Findings include:</p> <p>On 4/11/16 at 3:00 PM, during review of the criminal records and adult abuse registry checks for current staff that give direct care to the residents, two of the five employees in the sample did not have either the adult or child abuse registry checks in their employee files. Both of the caregivers are Licensed Nursing Assistants, one has been employed at the facility</p>	R190		

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R190	Continued From page 2 since 2002 and the other since 1997. The administrator confirmed at 5:30 PM that there was no evidence of the checks being completed.	R190		